

S/L 3
10.09.2025
Court. No. 19
Suvayan

CPAN 789 of 2025
In
WPA 24501 of 2012

Basudev Basak
Vs.
Nabanita Ray

Mr. R. Guha Thakurta
Ms. S. Sengupta
Mr. P. C. Maity

...for the applicant/respondent no. 3.

1. The instant contempt application has been filed against the alleged contemnor for alleged violation of the order dated 25.02.2025 as passed by this Court in WPA 24501 of 2012.

2. On perusal of the report dated 02.05.2025 as submitted by the Section Officer (Mandamus Section) and after hearing Mr. Aditya Pal, Section Officer (Mandamus Section) and Mr. Ranjit Kumar Bachhar, Section Officer, Accounts Ledger Branch Section it appears to this Court that the department is facing difficulty in issuing the cheque in favour of the respondent no. 3 of WPA 24501 of 2012 on account of variance of address.

3. On comparative study of the cause title of WPA 24501 of 2012 and the cause title of the instant contempt application it reveals that the addresses of the respondent no. 3, Sri Basudev Basak as mentioned in the writ petition and as mentioned in the instant contempt application are really different.

4. At this juncture, Mr. GuhaThakurta submits before this Court that at the time of filing of the said writ petition that is in the year 2012 the respondent no. 3, Sri Basudev

Basak used to reside at his temporary accommodation at 1/E, Radhanath Mullick Lane, Kolkata – 700012 and at present the said Sri Basudev Basak has shifted to his permanent residence at Akashdeep Apartment, 3/2, 2nd Floor, DA-4/9, Shastribagan, Joramandir, Baguihati, Deshbandhu Nagar, Kolkata – 700059.

5. It is further submitted by Mr. Guha Thakurta, learned Advocate for the applicant/respondent no. 3 that with the Section Officer, Accounts Ledger Branch Section of this Court the applicant/respondent no. 3 shall file a notarial affidavit engrossed on a non-judicial stamp paper stating that Sri Basudev Basak of 1/E, Radhanath Mullick Lane, Kolkata – 700012 and Sri Basudev Basak of Akashdeep Apartment, 3/2, 2nd Floor, DA-4/9, Shastribagan, Joramandir, Baguihati, Deshbandhu Nagar, Kolkata – 700059 are same and identical person and with that affidavit he will also give an undertaking to indemnify the loss, if any, is occurred to the administration of the High Court on account of any fault on the part of the applicant/respondent no. 3 herein. It is further submitted on behalf of the petitioner/respondent no. 3 that along with the said affidavit Sri Basudev Basak will submit authenticated copy of his Aadhar Card and other allied documents.

6. Such being the position, this Court grants liberty to the petitioner/respondent no. 3 herein to submit such affidavit with the Section Officer, Accounts Department (Ledger Branch) within seven working days from today and the Section Officer, Accounts Department (Ledger

Branch) of this High Court is hereby directed to revalidate the cheque in the name of the petitioner/respondent no. 3 from the concerned bank and shall handover the same to the petitioner/respondent no. 3 forthwith upon due identification by the learned Advocate-on-Record for the petitioner/respondent no. 3.

7. Let the matter be listed on September 19, 2025 under the heading “For Order”.

(Partha Sarathi Sen, J.)